

MEMORANDUM

B & F

Agenda Item No. 2 (F)

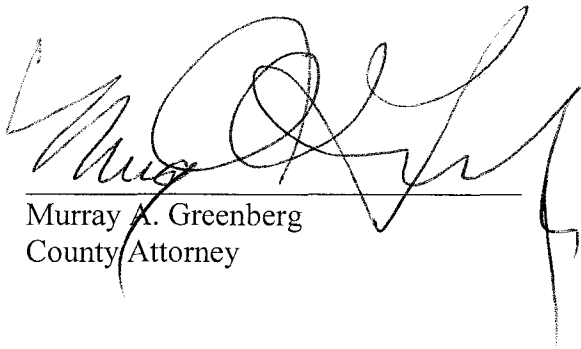
TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: June 12, 2007

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Ordinance suspending half
of local gas taxes for three
months, and suspending
two cents of remaining three
cents of capital improvements
local option gas tax for three
months

The accompanying ordinance was prepared and placed on the agenda at the request of
Commissioner Joe A. Martinez.



Murray A. Greenberg
County Attorney

MAG/bw



MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: May 22, 2007

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Agenda Item No. 4(K)

Please note any items checked.

- ☒ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☒ 6 weeks required between first reading and public hearing
- ☒ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 4 (K)
05-22-07

ORDINANCE NO. _____

ORDINANCE SUSPENDING HALF OF THE LOCAL GAS TAXES FOR A PERIOD OF THREE MONTHS; AMENDING ORDINANCE NO. 93-91, AS AMENDED BY ORDINANCE NO. 96-101, TO SUSPEND TWO CENTS OF THE REMAINING THREE CENTS OF THE CAPITAL IMPROVEMENTS LOCAL OPTION GAS TAX FOR A PERIOD OF THREE CALENDAR MONTHS; AMENDING ORDINANCE NO. 88-49, AS AMENDED, TO SUSPEND THREE CENTS OF THE SIX CENTS OF THE 1993 LOCAL OPTION GAS TAX ORDINANCE FOR A PERIOD OF THREE CALENDAR MONTHS; DIRECTING CLERK OF THE BOARD TO MAIL CERTIFIED COPY HEREOF TO THE FLORIDA DEPARTMENT OF REVENUE IN TALLAHASSEE FLORIDA; AND PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF
MIAMI-DADE COUNTY, FLORIDA:**

Section 1. Ordinance No. 93-91, as amended, is hereby amended to suspend two (2) cents of the remaining three cents of the Five Cent Capital Improvements Local Option Gas Tax for a total three calendar months.

Section 2. Ordinance No. 88-49, as amended, is hereby amended to suspend three (3) cents of the six cents of the Local Option Gas Tax for a total three calendar months.

Section 3. Nothing herein shall operate to impair the obligation of any bonds backed by the proceeds of either the Five Cents Capital Improvement Local Option Gas Tax or the six cent Local Option Gas Tax.

Section 4. The Clerk of the Board is directed to transmit a certified copy of this

ordinance to the Florida Department of Revenue in Tallahassee, Florida.

Section 5. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 6. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 7. If not vetoed within ten (10) days after the date of adoption, or if vetoed within such 10 day period and thereafter overridden by this Board, this ordinance shall become effective the first day of the next calendar month, and the rate of 1993 Capital Improvement Local Option Gas Tax levied on every gallon of motor fuel sold from that date forward in Miami-Dade County and taxed under the provisions of Part I of Chapter 206 Florida Statutes shall be two (2) cents for a period of three calendar months and the Local Option Gas Tax shall be three (3) cents for a period of three calendar months, after which time these taxes shall return to their current levels without further action of this Board.

PASSED AND ADOPTED:

Approved by County Attorney as
to form and legal sufficiency:



Prepared by:



Jess M. McCarty

Sponsored by Commissioner Joe A. Martinez